

Special Order made by the Portobello Road Board, Peninsula County, making Motor By-laws.

Department of Internal Affairs,
Wellington, 21st August, 1914.

THE following special order, made by the Portobello Road Board, is published in accordance with the provisions of the Road Boards Act, 1908.

H. D. BELL,
Minister of Internal Affairs.

PORTOBELLO ROAD BOARD.

Motor By-law (No. 5).

THE Portobello Road Board, in pursuance of the powers, provisions, and authorities contained in the Public Works Act, 1908, the Road Boards Act, 1908, and the Motor Regulation Act, 1908, and any amendment thereof respectively, and of all other enabling powers, provisions, and authorities contained in any other Act or otherwise vested in it, and being satisfied that the use of motors (including motor-cycles) within the Portobello Road District would be attended with danger to the public, doth hereby make and ordain the following by-law, that is to say:—

1. In this by-law "motor" shall have the meaning assigned to the word "motor" by section 2 of the Motor Regulation Act, 1908; and shall include a motor-car, a motor-cycle, or any other similar vehicle propelled by motor-power.

"Motor-car" means any motor having not less than four wheels.

"Motor-cycle" means any motor having either two or three wheels.

"Beach road" shall mean and apply to the following:—

- (a.) That part of the road leading from Dunedin to the Otago Heads along the margin of the Otago Harbour which lies within the boundaries of the Portobello Road District;
- (b.) That part of the road leading round Hooper's Inlet along the margin of that inlet which lies within the boundaries aforesaid;
- (c.) That part of the road leading round Papanui Inlet along the margin of that inlet which lies within the boundaries aforesaid;

and unless repugnant to the context includes a bridge or culvert forming part of such road.

"Vehicle" means and includes every coach, carriage, omnibus, drag, cab, cart, dray, wagon, timber-carriage, lorry, van, express wagon, and any other conveyance (whatever its construction) drawn by or harnessed to an animal or animals.

"Disc" means a metal disc painted red on one side and white on the other, 18 in. at least in diameter, and affixed by authority of the Portobello Road Board in a conspicuous position above the level and on the side of the road.

"The Board" means the Portobello Road Board.

"Road" means any road within the Portobello Road District.

2. No person shall use, drive, or conduct any motor on that part of the Beach Road leading round Papanui Inlet and situated on the margin of that inlet and being between the road known as Kerr's Road and the road known as Geary's Road, and which part of the Beach Road lies between the said inlet on the one side and Sections 19 and 20, Block IV, Portobello District, and Sections 1, 2, 3, 4, 25, 26, 28, 30, 32, 34, 36, 38, 40, and 42, Block III, Portobello District, on the other side, and adjoins and abuts on those sections; and no person shall drive a motor upon other part of the Beach Road at a greater rate of speed than twelve miles per hour.

3. No person shall drive or operate, or attempt to drive or operate, a motor on a road unless he is a person competent to drive or operate the same, and competent to control and direct its use and movement.

4. No person or driver in charge of a motor while on a road shall cause or permit or allow such motor to be driven or operated or to remain or stand on a road or bridge or culvert so as to obstruct or interfere with the traffic thereon.

5. No owner, bailee, or person in charge of a motor shall permit any person to drive or operate, or attempt to drive or operate, such motor on a road unless such last-mentioned person is competent to drive or operate the same.

6. No person driving or in charge of a motor-car when on a road shall quit such car without having taken due precaution against its starting or being started in his absence.

7. No person driving or in charge of a motor-car when on a road shall cause such motor-car to travel backward for a greater distance than 40 yards.

8. The person in charge of a motor on any road shall when within a reasonable distance from and before overtaking any person in sight on foot, and when within a reasonable distance from and before meeting or overtaking any person in a vehicle or motor, or on horseback, or leading or driving a horse or

other animal in sight, give audible and sufficient warning of the approach or position of the motor by sounding the bell, horn, or other instrument which he is by law required to carry attached thereto.

9. When a motor is being driven or propelled on any road and is coming to a bend or corner or crossing or junction in such road, or for any similar cause it becomes impossible for the driver or person in charge of such motor to have an uninterrupted view of the traffic on such road, or on any road junctioning therewith, for at least 50 yards ahead, such driver or person in charge shall reduce speed to six miles an hour, and by sounding a bell, motor-horn, or other instrument give audible and sufficient warning of the approach of such motor.

10. If the driver, rider, or person in charge of any motor on a road is about to turn off such road he shall, when reasonably necessary, signify his intention so to do by signalling with his hand to any motor vehicle or horseman following or approaching such last-mentioned motor.

11. The person driving or in charge of any motor on any part of the Beach Road shall, on the request of any person approaching him within a distance of 50 yards driving, riding, or having charge of a horse or horses, whether with or without a vehicle attached, on such road or any part thereof, or on such last-mentioned person holding up his hand as a signal for that purpose, place such motor on the seaward side of the road, and shall then cause such motor to stop and remain stationary and shall cause the engine thereof to stop and remain silent as long as shall be reasonable to enable such last-mentioned person to pass the motor with the vehicle or horse or horses he is driving, riding, or in charge of.

12. If a motor has been stopped pursuant to the preceding section, or from any cause whatever is stationary on the road, the person in charge of such motor, at the request of any person driving, riding, or having charge of a horse or horses about to pass such motor, shall cause the engine of the said motor to stop and remain silent so long as shall be necessary to enable such person to pass the motor with the vehicle or horse or horses he is riding, driving, or in charge of; and shall, if requested by such person, render any reasonable assistance that may be necessary to enable such person to pass such motor safely.

13. Subject to the preceding sections hereof the driver, rider, or person in charge of a motor on any part of the Beach Road shall when meeting any vehicle or animal keep to the left or near side of the road, and when overtaking or being overtaken by any vehicle or animal shall, subject as aforesaid, pass or allow any person desirous of doing so to pass when practicable on the right or off side of the road.

14. The driver, rider, or person in charge of any motor on any road shall when meeting or overtaking any horses without vehicles, or any cattle, sheep, or pigs being driven along a road, slow down the motor to a speed not exceeding six miles an hour, or, on the person in charge of or driving such horses, cattle, sheep, or pigs, and approaching any motor, holding up his hand as a signal for that purpose, shall draw to the seaward side of the road, and shall then cause such motor to stop and remain stationary and shall cause the engine thereof to stop and to remain silent till such horses, cattle, sheep, or pigs shall have within a reasonable time passed the motor.

15. No rider, driver, or person in charge of any motor shall pass or attempt to pass any vehicle, horse, or other animal in charge of any person while such vehicle, horse, or other animal is on a culvert or bridge or dangerous part of a road.

16. No driver, rider, or person in charge of any motor shall enter upon any bridge whilst any vehicle or person riding, leading, or driving a horse or any horses, cattle, sheep, or pigs is on such bridge and coming towards such driver, rider, or person in charge of such motor, or while such vehicle or person or any of the horses, cattle, sheep, or pigs led or driven by such person is within such a distance on the further side of the bridge as to be likely to meet the motor on the bridge. If any such driver, rider, or person in charge shall meet any vehicle, person, or animal as aforesaid on any bridge he shall back or remove the motor clear of such bridge until such vehicle, person, or animal shall have passed.

17. If at any time the Board is satisfied that the use of motors upon any bridge, road, or part of a road would be attended with risk of damage to the bridge or danger to the public it may by resolution declare such bridge, road, or part of a road to be dangerous for the use of motors.

18. Every bridge, road, or part of a road hereby or hereafter declared by the Board to be dangerous shall be indicated by discs placed at each extremity of such bridge, road, or part of a road, the white side of each disc facing towards the bridge, road, or part of a road where the danger is deemed to be; and beside each disc there shall also be placed a signpost having clearly and conspicuously painted thereon so as to be legible to a person travelling along the road towards the dangerous part the words "To Motorists—Speed not to exceed six miles an hour."